

HILL, FARRER & BURRILL LLP  
Daniel J. McCarthy (Bar No. 101081)  
One California Plaza, 37th Floor  
300 South Grand Avenue  
Los Angeles, CA 90071-3147  
Telephone: (213) 620-0460  
Fax: (213) 624-4840

E-Filed on April 1, 2009

Attorneys for Creditor  
Royal Landholdings, LLC

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE  
COMPANY,  
USA CAPITAL REALTY ADVISORS, LLC,<sup>1</sup>  
USA CAPITAL DIVERSIFIED TRUST DEED  
FUND, LLC,  
USA CAPITAL FIRST TRUST DEED FUND,  
LLC,<sup>2</sup>  
USA SECURITIES, LLC,<sup>3</sup>  
Debtors.

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR<sup>1</sup>  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR<sup>2</sup>  
Case No. BK-S-06-10729-LBR<sup>3</sup>

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**ROYAL LANDHOLDINGS, LLC'S  
WITHDRAWAL OF PROOF OF  
CLAIM NO. 10725-1204**

**Affects:**

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Royal Landholdings, LLC ("Royal") withdraws its Proof of Claim No. 10725-1204 that was delivered to BMC Group on November 10, 2006, and (according to the Claims Register) that was filed on November 19, 2006, in the above-referenced case of USA Commercial Mortgage Company in the amount of \$7,910,109.00. USA Commercial

<sup>1</sup> This bankruptcy case was closed on September 23, 2008.

<sup>2</sup> This bankruptcy case was closed on October 12, 2007.

<sup>3</sup> This bankruptcy case was closed on December 21, 2007.

1 Mortgage Company's indebtedness to Royal arising from property sold, as described in  
2 the Proof of Claim, was fully paid from the proceeds of the sale of the Royal Hotel against  
3 which Royal held a deed of trust to secure the indebtedness of HMA Sales, LLC, to Royal,  
4 which was guaranteed by USA Commercial Mortgage Company.

5 Respectfully submitted this 1st day of April, 2009.

6  
7 HILL, FARRER & BURRILL, LLP

8 By: /s/ Daniel J. McCarthy  
9 DANIEL J. McCARTHY  
10 Attorneys for Creditor  
11 Royal Landholdings, LLC  
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**CERTIFICATE OF SERVICE**

I, Hae Jung Park, declare:

I am a resident of the state of California and over the age of eighteen years, and not a party to the within action; my business address is Hill, Farrer & Burrill LLP, 300 South Grand Ave, Los Angeles, California 90071-3147. On April 1, 2009, I served the within documents:

**ROYAL LANDHOLDINGS, LLC'S WITHDRAWAL OF  
PROOF OF CLAIM NO. 10725-1204**



by the court via Notice of Electronic Filing ("NEF") – pursuant to Local Bankruptcy Rule(s) ("LBR"), the foregoing document will be served by the court via NEF and hyperlink to the document. On April 1, 2009, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) in indicated below:

MICHELLE L. ABRAMS mabrams@mabramslaw.com

FRANKLIN C. ADAMS franklin.adams@bbklaw.com,  
arthur.johnston@bbklaw.com

NANCY L. ALLF nancy\_allf@gshllp.com, karen\_lawrence@gshllp.com;  
angela\_nakamura@gshllp.com

FRANK A. ANDERSON anderson.frank@pbgc.gov, efile@pbgc.gov

OGONNA M. ATAMOH oatamoh@nevadafirm.com, bkecf@nevadafirm.com;  
paltstatt@nevadafirm.com; sliberio@nevadafirm.com;  
rmoss@nevadafirm.com

JON MAXWELL BEATTY mbeatty@diamondmccarthy.com

BMC GROUP, INC. ecf@bmcbgroup.com, mjohn@bmcbgroup.com

GEORGANNE W. BRADLEY georganne.bradley@bullivant.com,  
mary.opatry@bullivant.com

KELLY J. BRINKMAN kbrinkman@gouldpatterson.com

ANDREW M. BRUMBY abrugby@shutts-law.com, rhicks@shutts-law.com;  
lmackson@shutts-law.com

LOUIS M. BUBALA lbubala@jonesvargas.com, tbw@jonesvargas.com;  
bcopeland@jonesvargas.com

MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-  
reynolds.com; jrammos@callister-reynolds.com

CANDACE C CARLYON ltreadway@sheacarlyon.com,  
ccarlyon@sheacarlyon.com; bankruptcyfilings@sheacarlyon.com;  
manthony@sheacarlyon.com; rmsmith@sheacarlyon.com;  
swinder@sheacarlyon.com; dclimer@sheacarlyon.com;  
cmuniz@sheacarlyon.com

MICHAEL W. CARMEL michael@mcarmellaw.com,  
nancy@mcarmellaw.com; ritkin@steptoe.com

1 ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com  
 2 MICHAEL W. CHEN yvette@ccfirm.com  
 3 KEVIN B. CHRISTENSEN kbchrislaw@aol.com  
 4 JANET L. CHUBB tbw@jonesvargas.com  
 5 JEFFREY A. COGAN jeffrey@jeffreycogan.com, beau@jeffreycogan.com,  
 6 beaudocs@cox.net  
 7 DAVID A. COLVIN mwalters@marquisaurbach.com,  
 8 dcolvin@marquisaurbach.com; kgallegos@marquisaurbach.com;  
 9 tszostek@marquisaurbach.com  
 10 WILLIAM D COPE cope\_guerra@yahoo.com  
 11 LAUREL E. DAVIS ldavis@fclaw.com, mhurtado@fclaw.com  
 12 THOMAS W. DAVIS twd@h2law.com  
 13 DEBT ACQUISITION COMPANY OF AMERICA V, LLC (aw)  
 14 whatnall@daca4.com  
 15 J CRAIG DEMETRAS JCD@demetras-oneill.com, jar@demetras-  
 16 neill.com;mdh@demetras-oneill.com  
 17 ALLAN B. DIAMOND adiamond@diamondmccarthy.com  
 18 RICHARD I. DREITZER richard.dreitzer@bullivant.com  
 19 BRIAN P. EAGAN beagan@sdfnvlaw.com, brian9397@aol.com  
 20 BRADLEY PAUL ELLEY bpelleylawbk@sbcglobal.net,  
 21 lnivnv@sbcglobal.net  
 22 THOMAS H. FELL bankruptcynotices@gordonsilver.com;  
 23 notices@gordonsilver.com  
 24 DEAN V. FLEMING dfleming@fulbright.com, tflores@fulbright.com  
 25 SCOTT D. FLEMING CArnold@hollandhart.com  
 26 GREGORY E GARMAN bankruptcynotices@gordonsilver.com,  
 27 knotices@gordonsilver.com  
 28 DOUGLAS D. GERRARD dgerrard@gerrard-cox.com, ekaymedellin@gerrard-  
 ox.com;dwolford@gerrard-cox.com;jberghammer@gerrard-cox.com  
 WADE B. GOCHNOUR WBG@h2law.com, bd@h2law.com;grm@h2law.com  
 LEIGH T GODDARD lgoddard@mcdonaldcarano.com,  
 miller@mcdonaldcarano.com  
 CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov,  
 Darlene.Ruckard@usdoj.gov: Mary.Booker@usdoj.gov  
 GERALD M GORDON bankruptcynotices@gordonsilver.com,  
 bknotices@gordonsilver.com  
 R. VAUGHN GOURLEY vgourley@lvcm.com  
 TALITHA B. GRAY bankruptcynotices@gordonsilver.com;  
 bknotices@gordonsilver.com  
 JAMES D. GREENE jgreene@rsrslaw.com, mkemple@rsrslaw.com;  
 jstarley@rsrslaw.com  
 MARK H. GUNDERSON creinebold@gundersonlaw.com  
 MARJORIE A. GUYMON bankruptcy@goldguylaw.com,  
 tracyg@goldguylaw.com; ldeeter@goldguylaw.com  
 PETER W. GUYON pguyon@yahoo.com  
 XANNA R. HARDMAN xanna.hardman@gmail.com

1 STEPHEN R HARRIS noticesbh&p@renolaw.biz  
 2 JEFFREY L HARTMAN notices@bankruptcyreno.com,  
 dle@bankruptcyreno.com  
 3 WILLIAM H HEATON will@nwhltd.com, denisse@nwhltd.com  
 4 BRIGID M. HIGGINS bankruptcynotices@gordonsilver.com,  
 bknotices@gordonsilver.com  
 5 JOHN HINDERAKER JHinderaker@LRLaw.com, RCreswell@LRLaw.com  
 6 RICHARD F. HOLLEY rholley@nevadafirm.com, paltstatt@nevadafirm.com;  
 vnelson@nevadafirm.com; sliberio@nevadafirm.com;  
 bkecf@nevadafirm.com  
 7 RANDOLPH L. HOWARD rhoward@klnevada.com, ckishi@klnevada.com;  
 bankruptcy@klnevada.com  
 8 DAVID W. HUSTON dwh@hustonlaw.net  
 9 JASON A. IMES bkfilings@s-mlaw.com  
 10 ROBBIN L. ITKIN ritkin@steptoe.com, khollingsworth@steptoe.com;  
 keckert@steptoe.com; jgoldman@steptoe.com; kpiper@steptoe.com  
 11 CHRISTOPHER D JAIME cjaime@waltherkey.com,  
 kbernhar@waltherkey.com  
 12 EVAN L. JAMES ejameslv@gmail.com, kbchrislaw@aol.com  
 13 LARRY C. JOHNS lcjohns100@embarqmail.com  
 14 ERIN E. JONES ejones@diamondmccarthy.com,  
 cburrow@diamondmccarthy.com  
 15 TY E. KEHOE TyKehoeLaw@aol.com  
 16 ROBERT R. KINAS rkinas@swlaw.com, jmcbee@swlaw.com;  
 jmath@swlaw.com; mfull@swlaw.com; cdossier@swlaw.com;  
 lvdocket@mindspring.com; vcampbell@swlaw.com; nbaig@swlaw.com  
 17 DEAN T. KIRBY dkirby@kirbymac.com, gsparks@kirbymac.com  
 18 REID W. LAMBERT rlambert@woodburykesler.com  
 19 KENT F. LARSEN kfl@slwlaw.com, cld@slwlaw.com  
 20 ZACHARIAH LARSON ecf@lslawnv.com, susans@lslawnv.com  
 21 JOHN J. LAXAGUE jlaxague@canecclark.com  
 22 GEORGE C LAZAR glazar@foxjohns.com, gclazar@sbcglobal.net  
 23 NILE LEATHAM nleatham@klnevada.com, ckishi@klnevada.com;  
 bankruptcy@klnevada.com  
 24 ROBERT C. LEPOME rlepome@cox.net, smstanton@cox.net  
 25 STEPHEN T LODEN sloden@diamondmccarthy.com,  
 cburrow@diamondmccarthy.com  
 26 TYSON M. LOMAZOW tlomazow@milbank.com  
 27 ANNE M. LORADITCH lvecffilings@gtlaw.com, loraditcha@gtlaw.com;  
 koisp@gtlaw.com; lvitdocket@gtlaw.com  
 28 TIMOTHY A LUKAS ecflukast@hollandhart.com  
 ERIC D. MADDEN emadden@diamondmccarthy.com,  
 cburrow@diamondmccarthy.com  
 PATRICIA A. MARR lvlaw03@yahoo.com  
 JAMES C. MCCARROLL jmccarroll@reedsmith.com,  
 dturetsky@reedsmith.com; aleonard@reedsmith.com

1 REGINA M. MCCONNELL Regina@GinaLaw.com,  
Regina@Familylawcenters.com  
2 WILLIAM L. MCGIMSEY lawoffices601@lvcoxmail.com  
3 RICHARD MCKNIGHT mcknightlaw@cox.net, gkopang@lawlasvegas.com;  
cburke@lawlasvegas.com; mmcalonis@lawlasvegas.com  
4 JEANETTE E. MCPHERSON bkfilings@s-mlaw.com  
BRECK E. MILDE bmilde@terra-law.com  
5 SHAWN W MILLER bankruptcyfilings@sheacarlyon.com,  
smiller@sheacarlyon.com; ltreadway@sheacarlyon.com; manthony@sheaca  
6 rlyon.com; rmsmith@sheacarlyon.com; swinder@sheacarlyon.com; dclimer  
@sheacarlyon.com; cmuniz@sheacarlyon.com  
7 DAVID MINCIN mcknightlaw@cox.net, gkopang@lawlasvegas.com;  
8 dmincin@lawlasvegas.com, cburke@lawlasvegas.com;  
mmcalonis@lawlasvegas.com  
9 JOHN F MURTHA jmurtha@woodburnandwedge.com  
ERVEN T. NELSON , susan@bolickboyer.com  
10 VICTORIA L NELSON vnelson@nevadafirm.com, kecf@nevadafirm.com;  
paltstatt@nevadafirm.com; rmoss@nevadafirm.com  
11 MICHAEL W. O'DONNELL modonnell@fulbright.com,  
kdecker@fulbright.com  
12 VINCENT O'GARA vogara@mpbf.com  
13 JOHN F. O'REILLY jor@oreillylawgroup.com, tor@oreillylawgroup.com;  
bc@oreillylawgroup.com; mg@oreillylawgroup.com;  
14 lc@oreillylawgroup.com  
15 TIMOTHY R. O'REILLY tor@oreillylawgroup.com, jor@oreillylawgroup.com;  
mg@oreillylawgroup.com; lc@oreillylawgroup.com;  
16 fr@oreillylawgroup.com  
DONNA M. OSBORN dosborn@hafterlaw.com  
17 ANDREW M. PARLEN aparlen@omm.com  
STEVE A. PEIRCE speirce@fulbright.com  
18 DONALD T. POLEDNAK sandplegal@yahoo.com, spbankruptcy@yahoo.com  
19 LISA A. RASMUSSEN lisa@lrasmussenlaw.com,  
secretary@lrasmussenlaw.com  
20 PAUL C RAY info@johnpeterlee.com  
WILLIAM T. REID wreid@diamondmccarthy.com,  
21 sblue@diamondmccarthy.com  
HENRY G. RENDLER henry@rendlerlaw.com  
22 THOMAS RICE trice@coxsmith.com, jbrown@coxsmith.com;  
aseifert@coxsmith.com  
23 GORDON C. RICHARDS GCR@ClarkandRichards.com,  
ALM@ClarkandRichards.com  
24 CHRISTINE A ROBERTS roberts@shlaw.com, hill@shlaw.com;  
vidovich@shlaw.com; mcallister@shlaw.com; stephens@shlaw.com;  
25 friddle@shlaw.com; stein@shlaw.com  
26 STACY M. ROCHELEAU stacy@rocheleaulaw.com  
27 SUSAN WILLIAMS SCANN sscann@deanerlaw.com,  
palexander@deanerlaw.com  
28

1 MICHAEL M. SCHMAHL mschmahl@mcguirewoods.com  
 2 LENARD E. SCHWARTZER bkfilings@s-mlaw.com  
 3 MICHAEL J. SCHWARTZER mschwartz@kkbrf.com, rhoban@kkbrf.com  
 4 BRIAN D. SHAPIRO ecf@brianshapirolaw.com, brianshapiroesq@yahoo.com;  
 bshapiro@brianshapirolaw.com; wendy@brianshapirolaw.com;  
 marjan@brianshapirolaw.com  
 5 JAMES PATRICK SHEA bankruptcyfilings@sheacarlyon.com,  
 ltreadway@sheacarlyon.com; jshea@sheacarlyon.com; manthony@sheacarlyon.com;  
 6 rmsmith@sheacarlyon.com; swinder@sheacarlyon.com; dclimer@sheacarlyon.com;  
 cmuniz@sheacarlyon.com  
 7 SHLOMO S. SHERMAN ssherman@sheacarlyon.com,  
 bankruptcyfilings@sheacarlyon.com; ltreadway@sheacarlyon.com;  
 8 rmsmith@sheacarlyon.com; manthony@sheacarlyon.com;  
 swinder@sheacarlyon.com; dclimer@sheacarlyon.com;  
 9 cmuniz@sheacarlyon.com  
 10 AMBRISH S. SIDHU ecfnofices@sidhulawfirm.com  
 JEFFREY SLOANE lrost@kssattorneys.com  
 11 ALAN R SMITH mail@asmithlaw.com, turk@asmithlaw.com;  
 marsh@asmithlaw.com  
 12 ROSA SOLIS-RAINEY rsr@morrislawgroup.com  
 ADAM M. STARR starra@gtlaw.com  
 13 DAVID A. STEPHENS dstephens@lvcn.com|  
 14 ARIEL E. STERN sterna@ballardspahr.com, jeromes@ballardspahr.com;  
 sedillom@ballardspahr.com  
 15 PETER SUSI cheryl@msmlaw.com, msm@msmlaw.com  
 16 ERIC W. SWANIS swanise@gtlaw.com, barberc@gtlaw.com;  
 ayonl@gtlaw.com; chaoa@gtlaw.com; lvlitdock@gtlaw.com  
 17 JEFFREY R. SYLVESTER jeff@sylvesterpolednak.com  
 18 KAARAN E. THOMAS kthomas@mcdonaldcarano.com,  
 mmorton@mcdonaldcarano.com  
 19 KAARAN E THOMAS (lv) mmorton@mcdonaldcarano.com,  
 mmorton@mcdonaldcarano.com  
 20 ROLLIN G. THORLEY rollin.g.thorley@irsounsel.treas.gov  
 LISA TSAI ltsai@diamondmccarthy.com, tstone@diamondmccarthy.com;  
 21 jbruckerhoff@diamondmccarthy.com; cboneau@diamondmccarthy.com  
 U.S. TRUSTEE - LV - 11 USTPRegion17.lv.ecf@usdoj.gov  
 22 ERIC VAN bankruptcynotices@gordonsilver.com,  
 bknotices@gordonsilver.com  
 23 MICHAEL C. VAN michael@mvanlaw.com, lynn@shumwayvan.com  
 GREGORY J. WALCH GWalch@Nevadafirm.com  
 24 RUSSELL S. WALKER rwalker@wklawpc.com,  
 eloveridge@wklawpc.com; ckirk@wklawpc.com; tgrover@wklawpc.com  
 25 WHITNEY B. WARNICK wbw@albrightstoddard.com,  
 bstessel@albrightstoddard.com  
 26 KIRBY R WELLS SMartinez@wellsrawlings.com  
 27 GREGORY L. WILDE bk@wildelaw.com  
 28



RYAN J. WORKS , kbarrett@mcdonaldcarano.com;  
dsampson@mcdonaldcarano.com, rworks@mcdonaldcarano.com,  
kbarrett@mcdonaldcarano.com; dsampson@mcdonaldcarano.com  
MICHAEL YODER myoder@diamonddmccarthy.com  
MATTHEW C. ZIRZOW bankruptcynotices@gordonsilver.com,  
bknotices@gordonsilver.com

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.

☐ by placing the document(s) listed above in a sealed Federal Express envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal Express agent for delivery.

*Please see attached service list.*

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on April 1, 2009, at Los Angeles, California.

  
\_\_\_\_\_  
Hae Jung Park



**SERVICE LIST**

Lenard E. Schwartz, Esq. *Attorneys for Debtor*  
Schwartz & McPherson Law Firm  
2850 South Jones Boulevard, Suite 1  
Las Vegas, NV 89146  
Tel.: (702) 228-7590  
Fax: (702) 892-0122

John C. Hinderaker, Esq. *Attorneys for Trustee*  
Lewis & Roca, LLP  
One S. Church Avenue  
Suite 700  
Tucson, Arizona 85701  
Tel.: (520) 629-4430  
Fax: (520) 879-4710